



CITY OF ROCKLIN
MINUTES OF
REGULAR MEETINGS
OF THE
ROCKLIN CITY COUNCIL
AND
ROCKLIN REDEVELOPMENT AGENCY

JULY 12, 2005

TIME: 7:30 P.M.
www.ci.rocklin.ca.us

PLACE: Council Chambers
3970 Rocklin Road

1. The Regular Meetings of the Rocklin City Council & Rocklin Redevelopment Agency convened at 7:30 p.m. Mayor/Chairman Hill presiding.

Mayor Hill asked that cell phones be turned off during the meeting.

2. Mayor Hill led the Pledge of Allegiance.

3. Roll Call:

Councilmembers: Kathy Lund, Brett Storey, Ken Yorde, Mayor Peter Hill - George Magnuson was excused.

Agency Members: Mrs. Lund, Mr. Storey, Mr. Yorde, Chairman Hill
Mr. Magnuson was excused.

City Personnel: Rob Braulik, Assistant City Manager
Russell A. Hildebrand, City Attorney
Kent Foster, Director of Public Works
Lt. Dave Johnstone, RPD
Larry Wing, City Engineer
Dave Palmer, Senior Engineer
Cpt. Dan Ruden, RPD
Mark Siemens, Police Chief
Bill Mikesell, Fire Chief
Kevin Erlandson, Fleet Operations Manager
Several Police Officers
Several Employees
Sandra Davies, City Clerk

Agency Personnel: Russ Hildebrand, General Counsel
Sandra Davies, Secretary

Commissioners: Harlin Smith, Mosquito Abatement

Mayor Hill called for the Agenda Review to be heard next.

AGENDA REVIEW:

5. No changes.

Mayor Hill called on Chief Siemens.

OATH OF OFFICE:

4. Swear-In of Police Personnel – Luke Griffin & Tina Mueller

Chief Mark Siemens introduced and said a few words about Luke Griffin who comes to us from the Sacramento Regional Police Academy with a Bachelor's Degree in Criminal Justice and Associate Degrees in Mathematics and Physical Science.

Chief Siemens also introduced and said a few words about Tina Mueller who comes to us from the Sacramento Police Department with a Bachelor's Degree in Communication, Associate Degree in Criminal Justice, and is a graduate from Yuba College Basic Police Academy.

City Clerk Sandra Davies administered the Oath of Office.

David Griffin and Clark Mueller pinned on the respective badges of our new officers.

Mayor Hill presented Officers Griffin and Mueller with our City and Team Rocklin lapel pins.

CONSENT CALENDAR:

14. Continued from 6/28/05 – Resolution of the City Council of the City of Rocklin Authorizing the City Manager to Execute a Contract for the Replacement of the Fire Station No. 2 Kitchen Flooring
15. Continued from 6/28/05 – Resolution of the City Council of the City of Rocklin Authorizing the City Manager to Execute a Contract for the Replacement of the Sunset Center Kitchen and Prep Area Flooring

Council continued items #14 and #15 indefinitely.

6. Accounts Paid List of June 2005
7. Building Department Monthly Inspection Report and Monthly Report/May 2005
8. Comm. Serv. & Facilities Monthly Facility Rental Report/May 2005

9. Fire Department Monthly Report/May 2005
10. Police Department Monthly Management Report/May 2005
11. Department of Public Works' Monthly Report/May 2005
12. Treasurer's Report of May 2005
13. Second Reading & Publication: Ordinance No. 898 of the City Council of the City of Rocklin Approving the Fourth Amendment to the General Development Plan for North West Rocklin Annexation Area, First Approved by Ordinance No. 858 (North West Rocklin General Development Plan Amendment PDG-99-02C)
16. Resolution No. 2005-229 of the City Council of the City of Rocklin Authorizing the City Manager to Execute a Contract for the Purchase of Ten (10) Police Patrol Car Digital Video Systems
17. Resolution No. 2005-230 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Park Development and Maintenance Tax)
18. Resolution No. 2005-231 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (City of Rocklin Community Facilities District No. 1)
19. Resolution No. 2005-232 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Stanford Ranch Community Facilities District No. 2)
20. Resolution No. 2005-233 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Stanford Ranch Community Facilities District No. 3)
21. Resolution No. 2005-234 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Southeast Rocklin Community Facilities District No. 4)
22. Resolution No. 2005-235 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Community Facilities District No. 5)
23. Resolution No. 2005-236 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Community Facilities District No. 6)
24. Resolution No. 2005-237 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Community Facilities District No. 7)
25. Resolution No. 2005-238 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Community Facilities District No. 8)
26. Resolution No. 2005-239 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Community Facilities District No. 9)
27. Resolution No. 2005-240 of the City Council of the City of Rocklin Requesting the Collection of Taxes, Assessments and Liens on the 2005-2006 Tax Roll (Community Facilities District No. 10)

28. Resolution No. 2005-241 of the City Council of the City of Rocklin Accepting an Easement Grant Deed and a Grant Deed from CSS Properties, LLC (North Corner of Midas and Pacific Streets/Drainage Easement)

Motion to approve Consent Calendar items #6 - #13 and #16 - #28 by Councilmember Storey, seconded by Councilmember Yorde. Passed by the following roll call vote:

Ayes:	Storey, Yorde, Lund, Hill
Noes:	None
Absent:	Magnuson
Abstain:	None

CITIZENS ADDRESSING THE COUNCIL:

29. Patty Anaya from Citrus Heights introduced herself as an employee of the City for 3 ½ years and stated that she works with dedicated people who have been without a contract since February 1, 2005 and would like to see the issues resolved.

Nancy Colby from Citrus Heights introduced herself as an employee of the City for 11 years and stated that her family volunteers at City events as do other city employees families and that our employees work above and beyond their duties.

PUBLIC HEARINGS:

30. Joint Public Hearing of the City Council & Redevelopment Agency

Use of Redevelopment Agency Funds to pay for all or part of the construction of public buildings, facilities and improvements as detailed in the proposed 2005-2006 Budget for the Redevelopment Agency of the City of Rocklin.

- A. Resolution No. 2005-275 of the **Redevelopment Agency** of the City of Rocklin Adopting Findings Pursuant to Community Redevelopment Law of the State of California to Fund the Infrastructure Improvements Identified in the 2005-2006 Annual Budget (Cal. Health and Safety Code Sec. 33000 et seq.)
- B. Resolution No. 2005-242 of the **City Council** of the City of Rocklin Adopting Findings Pursuant to Community Redevelopment Law of the State of California to Fund the Infrastructure Improvements Identified in the 2005-2006 Redevelopment Agency Annual Budget (Cal. Health and Safety Code Sec. 33000 et seq.)

- C. Resolution No. 2005-276 of the **Redevelopment Agency** of the City of Rocklin Adopting the Operating and Capital Budget for Fiscal Year 2005-2006 and the 2005-2007 Capital Expenditure Plan

Mayor Hill opened the Public Hearing.

Assistant City Manager Rob Braulik presented the staff report explaining the change made to the budget.

There being no further public comments, Mayor Hill closed the Public Hearing.

Motion to approve all 3 resolutions by Councilmember Yorde, seconded by Councilmember Storey. Passed by the following roll call vote:

Ayes:	Yorde, Storey, Lund, Hill
Noes:	None
Absent:	Magnuson
Abstain:	None

31. Resolution No. 2005-243 of the City Council of the City of Rocklin, California, Declaring that the Acquisition of Fee and Easement Interests in Certain Real Property, More Particularly Described as APNS 045-041-009, 045-052-002 and 045-052-014, by Eminent Domain, is Necessary for the Widening and Improvement of the Freeway Interchange at Sierra College Boulevard and Interstate 80, in Rocklin, California

Mayor Hill opened the Public Hearing.

City Attorney Russ Hildebrand presented a brief staff report and then introduced our outside Counsel Mark Easter who explained the 4 findings that need to be made and the procedure for tonight's hearing.

Mayor Hill asked City Clerk Sandra Davies if all 4 Proof of Mailing Notice of Hearing to Property Owners had been received and she stated that all 4 were received. Mayor Hill then asked if any letters of authorization had been received. City Clerk Sandra Davies stated that 2 letters had been received, 1 from Cecil Finegold and 1 from Milton Takahashi.

Kent Wyatt, Attorney representing Mr. Finegold, introduced himself and stated that they had no opposition to condemnation, however, they had some concerns about the proposed compensation for the land and hoped that it could be resolved informally to avoid litigation.

Brandon Chadwick, Attorney representing Mr. Takahashi, introduced himself and stated that the Takahashi property had been in the family for over 40 years and that they had no opposition to condemnation, however, they had some concerns about the proposed compensation for the land and hoped that it could be resolved informally to avoid litigation. He also mentioned the relocation of the Takahashi business.

Ron Zumbrun, Attorney representing Mr. Takahashi, introduced himself and stated that his firm had just been retained by the Takahashi's on the previous Friday and he had not yet reviewed the case in depth. He discussed legal theories on which a resolution of necessity could be challenged and stated he was trying to create a record in case of future court proceedings.

There being no further public comments, Mayor Hill closed the Public Hearing.

Mayor Hill re-opened the Public Hearing.

Our outside Counsel Mark Easter stated that the property appraisals were in the process of being updated and adjustments would be made to the proposed compensation for the land. Relocation would be considered and compliance with CEQA has been satisfied.

Ron Zumbrun stated that they intended to fully cooperate.

There being no further public comments, Mayor Hill again closed the Public Hearing.

Councilmember Storey commended staff and the attorney's for insuring that market valuations were being updated and property owners were being treated fairly.

Motion to approve the resolution by Councilmember Storey, seconded by Councilmember Lund.

Councilmember Lund stated that this has been a long-time project and that she agrees with Councilmember Storey. Councilmember Yorde also agrees.

Passed by the following roll call vote:

Ayes:	Storey, Lund, Yorde, Hill
Noes:	None
Absent:	Magnuson
Abstain:	None

RESOLUTIONS:

32. Resolution No. 2005-244 of the City Council of the City of Rocklin Approving the 2005 Engineering and Traffic Survey and Designating Speed Limits on These Streets To Be Enforced with Radar or Any Other Electronic Device as Illustrated in Exhibit A

Director of Public Works Kent Foster gave a brief staff report and pointed out the changes.

Council commended staff for their work on this project and cooperation with our police department and the City of Roseville, and for reducing some speed limits.

Motion to approve by Councilmember Storey, seconded by Councilmember Yorde. Passed by the following roll call vote:

Ayes:	Storey, Yorde, Lund, Hill
Noes:	None
Absent:	Magnuson
Abstain:	None

BID ACTION:

33. Resolution No. 2005-245 of the City Council of the City of Rocklin Awarding the Bid for One (1) Asphalt Roller

Motion to approve by Councilmember Lund, seconded by Councilmember Yorde. Passed by the following roll call vote:

Ayes:	Lund, Yorde, Storey, Hill
Noes:	None
Absent:	Magnuson
Abstain:	None

REPORTS FROM CITY OFFICIALS:

34. No reports.

ANNOUNCEMENTS/BRIEF REPORTS:

35. None.

FUTURE AGENDA ITEMS:

36. None.

REDEVELOPMENT AGENCY ACTION:

37. Resolution No. 2005-277 of the Redevelopment Agency of the City of Rocklin Approving and Authorizing the Executive Director to Execute Amendment No. 1 to the Consultant Services Agreement for Design Services for the Rocklin Road/I-80 Landscaping Project (Omni Means, Ltd.)

Motion to approve by Councilmember Storey, seconded by Councilmember Lund.
Passed by the following roll call vote:

Ayes: Storey, Lund, Yorde, Hill
Noes: None
Absent: Magnuson
Abstain: None

38. Resolution No. 2005-278 of the Redevelopment Agency of the City of Rocklin Approving and Directing Execution and Recording of a Quitclaim Deed Between the Redevelopment Agency of the City of Rocklin and CSS Properties, LLC (North Corner of Midas and Pacific Streets with Reservation of a Drainage Easement)

Motion to approve by Councilmember Storey, seconded by Councilmember Lund.
Passed by the following roll call vote:

Ayes: Storey, Lund, Yorde, Hill
Noes: None
Absent: Magnuson
Abstain: None

39. Report from Executive Director – No report.

Mayor Hill adjourned the regular meeting to Closed Session at 8:07 p.m.

CLOSED SESSION:

40. Conference with Legal Counsel – Existing Litigation
Under Government Code Section 54956.9(a)
Cross v. City of Rocklin
Case No. SCV 16868
41. Conference with Legal Counsel – Anticipated Litigation
Under Government Code Section 54956.9(b)

Mayor Hill reconvened the regular meeting at 8:22 p.m. and stated that no reportable action had been taken during either Closed Session.

ADJOURNMENT:

- 42. Redevelopment Agency Meeting adjourned at 8:22 p.m. by Chairman Hill.
- 43. City Council Meeting adjourned at 8:22 p.m. by Mayor Hill.

APPROVED:

City Clerk

Peter Hill, Mayor